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I.

**JURISDICTION**

1. Plaintiff Rosendo Gonzalez, Trustee (the “Plaintiff”) is the duly appointed and acting Chapter 7 trustee of the bankruptcy estate of Roy McNeill (“McNeill” or the “Debtor”), debtor in the Chapter 7 bankruptcy case entitled *In re Roy McNeill*, which is pending before the United States Bankruptcy Court for the Central District of California, Los Angeles Division (the “Bankruptcy Court”), Case No. LA 02-35048-BB (the “Bankruptcy Case” or the “Bankruptcy Estate”).

2. Defendant Church of Scientology Flag Service Organization, Inc. (“FSO”) is a corporation incorporated and doing business in the State of Florida.

3. Defendant Church of Scientology International (“CSI”) is a corporation incorporated and doing business in the State of California.

4. Defendant Church of Scientology Celebrity Centre International (“Celebrity Centre”) is a corporation incorporated and doing business in the State of California.

5. Defendant Church of Scientology Religious Trust (“CSRT”), a business entity of unknown form is, on information and belief, doing business in the State of California and the State of Florida. FSO, CSI, Celebrity Centre and CSRT are sometimes referred to herein individually or collectively as the “COS Entities” or “Defendants.”

6. McNeill commenced the Bankruptcy Case by filing a voluntary Petition for relief under Chapter 11 of the United States Code, 11 U.S.C. §§ 101 *et seq.* (the “Bankruptcy Code”) on September 3, 2002 (the “Petition Date”). The Bankruptcy Case was converted to a case under Chapter 7 of the Bankruptcy Code on June 28, 2004 (the “Conversion Date”). This lawsuit arises in and relates to the Bankruptcy Case.

7. This is a core matter under 28 U.S.C. § 157(b)(2)(A), (E) and (H). The Court can enter a final judgment herein.

8. This Court has jurisdiction over this matter by virtue of 28 U.S.C. §§ 157(a) and 1334. Venue is proper in this Court under 28 U.S.C. § 1409(a).



1 14. Plaintiff is informed and believes and based thereon alleges that all the funds in the  
2 Bank Accounts were at all relevant times the Debtor's community property.

3 15. Mrs. McNeill filed a voluntary Petition under Chapter 7 of the Bankruptcy Code on  
4 September 29, 2003. Mrs. McNeill received her discharge on January 5, 2004, and her case was  
5 closed on February 24, 2004.

6 **III.**

7 **THE TRANSFERS**

8 16. Plaintiff is informed and believes and based thereon alleges that prior to the Petition  
9 Date, the Debtor and/or Mrs. McNeill or through Mrs. McNeill made transfers (the "COS  
10 Payments"), in some cases from the Bank Accounts, to various of the COS entities in the total  
11 amount of at least \$162,020.80, as follows:

12

Entity	Date	Amount
Church of Scientology (as stated on tax return)	1998	\$7,041.00
Celebrity Centre (as stated on tax return)	1998	\$100.00
CSRT	04/27/99	\$1,000.00
CSRT	10/16/99	\$1,000.00
Church of Scientology (as stated on tax return)	1999	\$54,007.00
FSO	04/03/00	\$1,703.20
FSO	04/03/00	\$25,000.00
CSRT	04/12/00	\$1,000.00
FSO	04/12/00	\$5,000.00
FSO	04/15/00	\$50.00
FSO	04/18/00	\$20,000.00
FSO	04/18/00	\$200.00
FSO	10/11/00	\$1,703.20
Celebrity Centre	11/24/00	\$300.00
CSRT	12/15/00	\$32,000.00

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1	FSO	05/06/01	\$162.00
2	Celebrity Centre	08/03/01	\$200.00
3	FSO	01/18/01	\$1,703.20
4	Celebrity Centre	11/30/01	\$50.00
5	Church of Scientology (as stated on tax return)	2001	\$7,798.00
6	FSO	08/06/02	\$ 1,703.20
7	FSO	08/06/02	\$300.00

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9           17. Plaintiff is informed and believes and based thereon alleges that within one year prior

10 to the Petition Date, the Debtor and/or Mrs. McNeill or through Mrs. McNeill made transfers (the

11 “One-Year Payments”), in some cases from the Bank Accounts, to various of the COS Entities in the

12 total amount of at least \$2,030.20, as follows:

13	Entity	Date	Amount
14	FSO	08/06/02	\$ 1,703.20
15	FSO	08/06/02	\$300.00

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17           18. Plaintiff is informed and believes and based thereon alleges that one or more of the

18 COS Entities could also receive payments from the McNeills by invoicing them and then applying

19 any funds of the McNeills’ that such entity held against such invoices. Plaintiff is informed and

20 believes and based thereon alleges that such invoices were on account of “religious services” that the

21 Debtor or Mrs. McNeill allegedly received. Plaintiff is informed and believes and based thereon

22 alleges that prior to the Petition Date, the payments the COS Entities received in this manner (the

23 “Additional COS Payments”) were in the total amount of at least \$24,315.08, as follows:

24	Entity	Invoice No.	Date	Amount
25	FSO	SRV253630	04/12/00	\$7,373.44
26	FSO	SRV277822	10/16/00	\$1,703.20

Entity	Invoice No.	Date	Amount
FSO	SRV373809	08/12/02	\$7,619.22
FSO	SRV374622	08/17/02	\$7,619.22

19. Plaintiff is informed and believes and based thereon alleges that a portion of the Additional COS Payments were received by the COS Entities within one year prior to the Petition Date (the “One-Year Additional COS Payments”) in the total amount of at least \$15,228.44, as follows:

Entity	Invoice No.	Date	Amount
FSO	SRV373809	08/12/02	\$7,619.22
FSO	SRV374622	08/17/02	\$7,619.22

20. The One-Year Payments and One-Year Additional COS Payments are referred to collectively herein as the “One-Year Transfers.” The COS Payments and the Additional COS Payments are collectively referred to herein as the “Pre-Petition Transfers.”

21. Plaintiff is informed and believes and based thereon alleges that on the Petition Date FSO and possibly various other of the COS Entities retained balances (the “Estate Property”) in segregated accounts held for the benefit of the McNeills. Plaintiff is informed and believes and based thereon alleges that as of October 15, 2000 the Debtor had a balance with FSO of \$22,437.20. Plaintiff is informed and believes and based thereon alleges that as of October 15, 2000 Mrs. McNeill had a balance with FSO of \$59,108.63, and Plaintiff further alleges that all such funds were on account of transfers made from the Bank Accounts or other funds controlled by the Debtor.

22. Plaintiff is informed and believes and based thereon alleges that after the Petition Date, various of the COS Entities invoiced the McNeills on account of “religious services” that the Debtor or Mrs. McNeill were alleged to have received after the Petition Date, and that the Estate Property was applied in payment (the “Post-Petition Transfers”) of such invoices or that such invoices were otherwise paid with funds of the Bankruptcy Estate. As of the date of the filing of this Complaint, Plaintiff is unaware of the true extent of the Post-Petition Transfers, and when such

1 information is known, he will seek to amend the Complaint to include the actual amount of such  
 2 Post-Petition Transfers. Based on the investigation of the professionals employed to assist him with  
 3 the administration of the Bankruptcy Case, Plaintiff is informed and believes and based thereon  
 4 alleges that the Post-Petition Transfers are in the total amount of at least \$107,373.30, as follows:

Entity	Invoice No.	Date	Amount
FSO	SRV384452	10/30/02	\$3,733.21
FSO	SRV444036	01/06/04	\$6,881.87
FSO	BK233463	03/12/04	\$100.00
FSO	BK234406	03/25/04	\$100.00
FSO	SRV459857	04/16/04	\$1,703.20
FSO	SRV462516	05/04/04	\$6,881.88
FSO	SRV463509	05/10/04	\$6,881.87
FSO	SRV463513	05/10/04	\$14,920.00
FSO	BK238861	05/10/04	\$100.00
FSO	BK238863	05/10/04	\$100.00
FSO	SRV464445	05/15/04	\$12,289.06
FSO	SRV464500	05/16/04	\$13,763.75
FSO	SRV465430	05/22/04	\$6,881.88
FSO	SRV465666	05/25/04	\$6,881.87
FSO	SRV465789	05/25/04	\$7,865.00
FSO	SRV466608	05/30/04	\$7,865.00
FSO	QL78949	06/11/04	\$20.00
FSO	SRV468856	06/12/04	\$2,311.20
FSO	SRV484466	09/20/04	\$1,703.20
FSO	SRV489640	10/24/04	\$6,390.31

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**IV.**

**FIRST CLAIM FOR RELIEF**

**FOR AVOIDANCE OF FRAUDULENT TRANSFERS (11 U.S.C. § 548(a)(1)(A))**

(Against All Defendants)

23. Plaintiff repeats the allegations in paragraphs 1-22 with the same effect as if set forth here.

24. At all relevant times herein, within one year before the Petition Date, Plaintiff is informed and believes and thereon alleges that one or more of the Defendants received the One-Year Transfers from McNeill, which funds would otherwise be the property of the Bankruptcy Estate.

25. Plaintiff is informed and believes and thereon alleges that McNeill made the One-Year Transfers with actual intent to hinder, delay or defraud any entity to which McNeill was or became, on or after the date that the One-Year Transfers were made, indebted.

26. By reason of the foregoing, Plaintiff is entitled to avoid the One-Year Transfers pursuant to 11 U.S.C. § 548(a)(1) and recover the One-Year Transfers or damages equal to the value thereof, together with such interest as the law might allow.

**V.**

**SECOND CLAIM FOR RELIEF**

**FOR AVOIDANCE OF FRAUDULENT TRANSFERS (11 U.S.C. § 548(a)(1)(B))**

(Against All Defendants)

27. Plaintiff repeats the allegations in paragraphs 1-22 and 23-26 with the same effect as if set forth here.

28. At all relevant times herein, within one year before the Petition Date, Plaintiff is informed and believes and thereon alleges that Defendants received the One-Year Transfers from McNeill, which funds would otherwise be the property of the Bankruptcy Estate.

29. Plaintiff is informed and believes and thereon alleges that McNeill received less than reasonably equivalent value in exchange for the One-Year Transfers in that no consideration was provided by Defendants to McNeill in exchange for or on account of the One-Year Transfers.



1 only under 11 U.S.C. § 502(e). Those creditors include one or more of the creditors who have filed  
2 claims against the Bankruptcy Estate, including R. Todd Neilson, the Trustee of the Estate of Reed  
3 E. Slatkin and Substantively Consolidated Affiliates Topsight Oregon Inc. and the Reed Slatkin  
4 Investment Club, L.P. Liquidating Trust.

5 38. By reason of the foregoing, Plaintiff is entitled to avoid the Pre-Petition Transfers  
6 pursuant to 11 U.S.C. § 544(b) and Cal. Civil Code §§ 3439.04(a)(1) and 3439.07, and other  
7 applicable laws, together with such interest as the law might allow.

8 **VII.**

9 **FOURTH CLAIM FOR RELIEF**

10 **FOR AVOIDANCE OF FRAUDULENT TRANSFERS**

11 **(11 U.S.C. § 544(b) and Cal. Civil Code § 3439.04(a)(2) and 3439.05)**

12 (Against All Defendants)

13 39. Plaintiff repeats the allegations of paragraphs 1-22, 23-26, 27-33 and 34-38 with the  
14 same effect as if set forth here.

15 40. Plaintiff is informed and believes and thereon alleges that Defendants received the  
16 Pre-Petition Transfers from McNeill, which funds would otherwise be property of the Bankruptcy  
17 Estate, and that the earliest date on which the Pre-Petition Transfers could have taken place was on  
18 or about January 1, 1998.

19 41. Plaintiff is informed and believes and based thereon alleges that McNeill received  
20 less than reasonably equivalent value in exchange for the Pre-Petition Transfers in that no  
21 consideration was provided by Defendants to McNeill in exchange for or on account of the Pre-  
22 Petition Transfers.

23 42. Plaintiff is informed and believes and thereon alleges that at the time of the Pre-  
24 Petition Transfers, McNeill was insolvent and/or became insolvent as a result of the Pre-Petition  
25 Transfers.

26 43. Plaintiff is informed and believes and thereon alleges that as of the time of the Pre-  
27 Petition Transfers, McNeill intended to incur, or believed he would incur, debts that would be  
28 beyond his ability to pay as such debts matured.



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**IX.**

**SIXTH CLAIM FOR RELIEF**

**FOR RECOVERY OR PAYMENT ON ACCOUNT**

**OF AVOIDED TRANSFER FROM IMMEDIATE OR MEDIATE TRANSFEREE**

**(11 U.S.C. § 550(a)(2))**

(Against All Defendants)

48. Plaintiff repeats the allegations of paragraphs 1-22, 23-26, 27-33, 34-38, 39-45 and 46-37 with the same effect as if set forth here.

49. To the extent that the Court finds that Defendants received an avoidable transfer pursuant to 11 U.S.C. §§ 548(a)(1)(A) or (B) and/or 544(b) on account of the One-Year Transfers and the Pre-Petition Transfers by McNeill to Defendants, Plaintiff is entitled to avoid the One-Year Transfers and the Pre-Petition Transfers or recover the value of the One-Year Transfers and the Pre-Petition Transfers from Defendants, because Defendants, or one or more of them, are “immediate or mediate transferees” of an interest in the One-Year Transfers and the Pre-Petition Transfers pursuant to 11 U.S.C. § 550(a)(2).

**X.**

**SEVENTH CLAIM FOR RELIEF**

**FOR AVOIDANCE OF POST-PETITION TRANSFERS (11 U.S.C. § 549)**

(Against All Defendants)

50. Plaintiff repeats the allegations of paragraphs 1-22, 23-26, 27-33, 34-38, 39-45, 46-47 and 48-49 with the same effect as if set forth here.

51. Plaintiff is informed and believes and thereon alleges that after the Petition Date, Defendants received the Post-Petition Transfers.

52. The Post-Petition Transfers were not authorized by the Bankruptcy Code or the Bankruptcy Court.

53. By reason of the foregoing, Plaintiff is entitled to avoid the Post-Petition Transfers and recover from Defendants the assets transferred or damages equal to the value thereof, together with such interest as the law might allow.

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**XI.**

**EIGHTH CLAIM FOR RELIEF**

**FOR RECOVERY OR PAYMENT ON ACCOUNT OF  
AVOIDED POST-PETITION TRANSFERS (11 U.S.C. § 550(a))**

(Against All Defendants)

54. Plaintiff repeats the allegations of paragraphs 1-22, 23-26, 27-33, 34-38, 39-45, 46-47, 48-49 and 50-53 with the same effect as if set forth here.

55. To the extent that the Court finds that Defendants received an avoidable transfer pursuant to 11 U.S.C. § 549 on account of the Post-Petition Transfers, Plaintiff is entitled to recover from Defendants the amount of the Post-Petition Transfers or damages equal to a value thereof, together with such interest as the law might allow.

**XII.**

**NINTH CLAIM FOR RELIEF**

**FOR TURNOVER OF PROPERTY OF THE ESTATE (11 U.S.C. § 542)**

(Against All Defendants)

56. Plaintiff repeats the allegations of paragraphs 1-22, 23-26, 27-33, 34-38, 39-45, 46-47, 48-49, 50-53 and 54-55 with the same effect as if set forth here.

57. Plaintiff is informed and believes and based thereon alleges that the Estate Property was at all times maintained in such a manner as to constitute the property of the Debtor or Mrs. McNeill and that therefore it is property of the Debtor’s bankruptcy estate pursuant to Section 541(a) of the Bankruptcy Code. To date, the COS Entities have refused to turn over the Estate Property, and therefore Plaintiff seeks an order directing the COS Entities in possession of Estate Property to surrender and pay over all such funds to Plaintiff, together with interest thereon from the Petition Date.

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**XIII.**  
**TENTH CLAIM FOR RELIEF**  
**FOR UNJUST ENRICHMENT, ACCOUNTING AND CONSTRUCTIVE TRUST**

(Against All Defendants)

58. Plaintiff repeats the allegations of paragraphs 1-22, 23-26, 27-33, 34-38, 39-45, 46-47, 48-49, 50-53 and 54-57 with the same effect as if set forth here.

59. As a result of the wrongful acts of Defendants, Defendants have been unjustly enriched and benefited in an amount they unjustly retain, which is at least equivalent to the total combined amount of the Pre-Petition Transfers, the Estate Property and the Post-Petition Transfers.

60. The sum of the Pre-Petition Transfers, the Estate Property and the Post-Petition Transfers are an unknown amount to be determined at trial.

61. Defendants are under an obligation to pay Plaintiff forthwith the entire amount by which they have been unjustly enriched and benefited.

62. By reason of Defendants' wrongful acts as alleged herein, in addition to all other relief Plaintiff is entitled to the Court's ruling that:

- (a) Plaintiff is entitled to an accounting of all monies received, directly and indirectly by Defendants, as a result of the Pre-Petition Transfers, the Estate Property and the Post-Petition Transfers and to an award of all such sums; and
- (b) Defendants are involuntary trustees holding all such sums and proceeds under a constructive trust for the benefit of Plaintiff with a duty to transfer those sums to the Plaintiff forthwith.

WHEREFORE, Plaintiff prays for entry of a judgment as follows:

1. ON THE FIRST AND SECOND CLAIMS FOR RELIEF:

- (a) That the One-Year Transfers be avoided and set aside; and
- (b) That Plaintiff recover such damages as are proper to afford the Bankruptcy

Estate a just recovery and to remedy the One-Year Transfers.

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2. ON THE THIRD AND FOURTH CLAIMS FOR RELIEF:

(a) That the Pre-Petition Transfers be avoided and set aside; and

(b) That Plaintiff recover such damages as are proper to afford the Bankruptcy Estate a just recovery and to remedy the Pre-Petition Transfers.

3. ON THE FIFTH AND SIXTH CLAIMS FOR RELIEF that Defendants be required to return to Plaintiff all of the Pre-Petition Transfers avoided by this Complaint.

4. ON THE SEVENTH CLAIM FOR RELIEF:

(a) That the Post-Petition Transfers be avoided and set aside; and

(b) That Plaintiff recover such damages as are proper to afford the Bankruptcy Estate a just recovery and to remedy the Post-Petition Transfers.

5. ON THE EIGHTH CLAIM FOR RELIEF that Defendants be required to return to Plaintiff all of the Post-Petition Transfers avoided by this Complaint.

6. ON THE NINTH CLAIM FOR RELIEF:

(a) That the Estate Property is property of the Bankruptcy Estate; and

(b) That Defendants be required to turn over the Estate Property or the proceeds thereof to Plaintiff.

7. ON THE TENTH CLAIM FOR RELIEF:

(a) That Defendants and anyone acting on their behalf be ordered to turn over to Plaintiff the Pre-Petition Transfers, the Estate Property and the Post-Petition Transfers, or the proceeds thereof;

(b) That Defendants and anyone acting on their behalf be ordered to account to Plaintiff for the Pre-Petition Transfers, the Estate Property and the Post-Petition Transfers, or the proceeds thereof; and

(c) For the imposition of a constructive trust over all funds or interests that Defendants hold on account of the Pre-Petition Transfers, the Estate Property and the Post-Petition Transfers.

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ON ALL CLAIMS FOR RELIEF:

(a) That Plaintiff recover pre-judgment interest, costs of suit incurred and attorneys' fees as the law allows; and

(b) That Plaintiff have such other and further relief as the Court finds just and proper.

Dated: June 27, 2005

ANDREWS KURTH LLP

By: /s/ C. John M. Melissinos (#149224)

C. John M. Melissinos  
Attorneys for Plaintiff

B. 104 (Rev. 8/99)	<h2 style="margin: 0;">ADVERSARY PROCEEDING SHEET</h2> <p style="margin: 0;">(Instructions on Reverse)</p>	ADVERSARY PROCEEDING NUMBER (For Court Use Only)
PLAINTIFFS  Address	DEFENDANTS  Address	
ATTORNEYS (Firm Name, Address, and Telephone Number)  <b>Bar ID:</b>  <b>Telephone #</b> <b>Fax #</b>	ATTORNEYS (if known)  <b>Bar ID:</b>  <b>Telephone #</b> <b>Fax #</b>	
PARTY (Check one box only)      1 U.S. PLAINTIFF      2 U.S. DEFENDANT      3 U.S. NOT A PARTY		
CAUSE OF ACTION (Write a brief statement of cause of action, including all U.S. statutes involved)		
<b>NATURE OF SUIT</b> (Check the one most appropriate box only)		
454 To recover money or property  435 To determine validity, priority, or extent of a lien or other interest in property  458 To obtain approval for the sale of both the interest of the estate and of a co-owner in property  424 To object or to revoke a discharge 11 U.S.C. § 727	455 To revoke an order of confirmation of a Chapter 11 or Chapter 13 Plan  426 To determine the dischargeability of a debt 11 U.S.C. § 523  434 To obtain an injunction or other equitable relief  457 To subordinate any allowed claim or interest except where such subordination is provided in a Plan	456 To obtain a declaratory judgment relating to any of the foregoing causes of action  459 To determine a claim or cause of action removed to a bankruptcy court  498 Other (specify)
<b>ORIGIN OF PROCEEDING</b> (Check one box only)	1 Original Proceeding      2 Removed Proceeding      4 Reinstated or Reopened      5 Transferred from Another Bankruptcy Court	CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23
<b>DEMAND</b>	NEAREST THOUSAND \$	OTHER RELIEF SOUGHT
<b>BANKRUPTCY CASE IN WHICH THIS ADVERSARY PROCEEDING ARISES</b>		
NAME OF DEBTOR	BANKRUPTCY CASE NUMBER	
DISTRICT IN WHICH CASE IS PENDING Central District of California	DIVISIONAL OFFICE	NAME OF JUDGE
<b>RELATED ADVERSARY PROCEEDING (IF ANY)</b>		
PLAINTIFF	DEFENDANT	ADVERSARY PROCEEDING NUMBER
DISTRICT	DIVISIONAL OFFICE	NAME OF JUDGE
<b>FILING FEE</b> (Check one box only)	FEE ATTACHED	FEE NOT REQUIRED      FEE IS DEFERRED
DATE	PRINT NAME	SIGNATURE OF ATTORNEY (OR PLAINTIFF) <i>/S/</i>

In re	CHAPTER
Debtor.	CASE NUMBER

1.	Other Plaintiff(s) Listed on the Complaint	Attorney for Plaintiff(s) Listed on the Complaint		Bar ID:
		Telephone #	Fax#	
2.				Bar ID:
		Telephone #	Fax#	
3.				Bar ID:
		Telephone #	Fax#	
4.				Bar ID:
		Telephone #	Fax#	
5.				Bar ID:
		Telephone #	Fax#	

1.	Other Defendant(s) Listed on the Complaint	Attorney for Defendant(s) Listed on the Complaint		Bar ID:
		Telephone #	Fax#	
2.				Bar ID:
		Telephone #	Fax#	
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		Telephone #	Fax#	
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		Telephone #	Fax#	
5.				Bar ID:
		Telephone #	Fax#	

## ADVERSARY PROCEEDING COVER SHEET (Reverse Side)

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This cover sheet must be completed by the plaintiff's attorney (or by the plaintiff if the plaintiff is not represented by an attorney) and submitted to the Clerk of the Court upon the filing of a complaint initiating an adversary proceeding.

The cover sheet and the information contained on it **do not** replace or supplement the filing and service of pleadings or other papers as required by law, the Bankruptcy Rules, or the local rules of court. This form is required for the use of the Clerk of the Court to initiate the docket sheet and to prepare necessary indices and statistical records. A separate cover sheet must be submitted to the Clerk of the Court for each complaint filed. The form is largely self-explanatory.

**Parties.** The names of the parties to the adversary proceeding **exactly** as they appear on the complaint. Give the names and addresses of the attorneys if known. Following the heading "Party," check the appropriate box indicating whether the United States is a party named in the complaint.

**Cause of Action.** Give a brief description of the cause of action including all federal statutes involved. For example, "Complaint seeking damages for failure to disclose information, Consumer Credit Protection Act, 15 U.S.C. § 1601 et seq.," or "Complaint by trustee to avoid a transfer of property by the debtor, 11 U.S.C. § 544."

**Nature of Suit.** Place an "X" in the appropriate box. Only one box should be checked. If the cause fits more than one category of suit, select the most definitive.

**Origin of Proceedings.** Check the appropriate box to indicate the origin of the case:

1. Original Proceeding.
2. Removed from a State or District Court.
4. Reinstated or Reopened.
5. Transferred from Another Bankruptcy Court.

**Demand.** On the next line, state the dollar amount demanded in the complaint in thousands of dollars. For \$1,000, enter "1," for \$10,000, enter "10," for \$100,000, enter "100," if \$1,000,000, enter "1000." If \$10,000,000 or more, enter "9999." If the amount is less than \$1,000, enter "0001." If no monetary demand is made, enter "XXXX." If the plaintiff is seeking non-monetary relief, state the relief sought, such as injunction or foreclosure of a mortgage.

**Bankruptcy Case In Which This Adversary Proceeding Arises.** Enter the name of the debtor and the docket number of the bankruptcy case from which the proceeding now being filed arose. Beneath, enter the district and divisional office where the case was filed and the name of the presiding judge.

**Related Adversary Proceedings.** State the names of the parties and six-digit adversary proceeding number from any adversary proceeding concerning the same two parties or the same property currently pending in any bankruptcy court. On the next line, enter the district where the related case is pending and the name of the presiding judge.

**Filing Fee.** Check one box. The fee must be paid upon filing unless the plaintiff meets one of the following exceptions. The fee is not required if the plaintiff is the United States government or the debtor. If the plaintiff is the trustee or a debtor in possession and there are no liquid funds in the estate, the filing fee may be deferred until there are funds in the estate. (In the event no funds are ever recovered for the estate, there will be no fee.) There is no fee for adding a party after the adversary proceeding has been commenced.

**Signature.** This cover sheet must be signed by the attorney of record in the box on the right of the last line of the form. If the plaintiff is represented by a law firm, a member of the firm must sign. If the plaintiff is *pro se*, that is, not represented by an attorney, the plaintiff must sign.

The name of the signatory must be printed in the box to the left of the signature. The date of the signing must be indicated in the box on the far left of the last line.